

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

POLAROID CORPORATION	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 06-738 (SLR)
	)	
HEWLETT-PACKARD COMPANY,	)	
	)	
Defendant.	)	

**POLAROID CORPORATION’S MOTION TO PRECLUDE  
HEWLETT-PACKARD FROM RELYING ON UNTIMELY PRODUCED DISCOVERY**

Pursuant to Fed. R. Civ. P. 37(c), Plaintiff Polaroid Corporation (“Polaroid”) hereby moves to preclude Hewlett-Packard Company (“HP”) from relying on documents, opinions and evidence not produced during fact discovery, and to strike the portions of HP’s expert reports and summary judgment briefs that rely on untimely produced materials. The grounds for this motion and the specific discovery materials at issue are set forth in Polaroid Corporation’s Opening Brief in Support of Its Motion to Preclude Hewlett-Packard from Relying on Untimely Produced Discovery, filed herewith.

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*/s/ Julia Heaney*

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May 23, 2008  
2341195

**LOCAL RULE 7.1.1 STATEMENT**

Pursuant to Local Rule 7.1.1, counsel for Polaroid made a reasonable effort to reach agreement with opposing counsel on the matters set forth in this motion.

*/s/ Julia Heaney*

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Julia Heaney (#3052)

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on May 23, 2008, I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing(s) to the following:

William J. Marsden, Jr.  
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I also certify that copies were caused to be served on May 23, 2008 upon the following in the manner indicated:

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